

REMARKS/ARGUMENTS

Claims 1, 3-22, 24 and 25 remain pending in the application, as claims 2 and 23 have been canceled without prejudice. In the Office Action, claims 1-5, 8-10 and 16-21 were rejected under 35 U.S.C. 103(a) as being anticipated by U.S. Patent No. 6,084,869 to Fishman, et al. (Fishman) (Wolf) in view of U.S. Patent Application Publication No. 2004/0264397 to Benveniste (Benveniste). Also, claims 22, 24 and 25 were rejected under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent No. 6,192,230 to van Bokhorst, et al. (van Bokhorst) in view of Fishman and Benveniste. Finally, claims 6, 7, 11-13 and 15 were rejected under 35 U.S.C 103(a) as being unpatentable over Fishman and Benveniste in view of U.S. Patent Application Publication No. 2004/0013135 to Haddad (Haddad).

Independent claim 1 has been amended by incorporating the limitations of dependent claim 2 therein. Independent claims 8, 16 and 22 have been similarly amended, and support for these amendments can be found in paragraph 0015 of the application. No new matter has been added.

The independent claims have been clarified to indicate that the beacon transmission from the access point is received at a scheduled time. That is, as one skilled in the art would appreciate, the subscriber units in the present application know when the beacon transmission will be sent from their assigned access point. Such a feature permits the subscriber units to enter sleep mode until the beacon transmission is scheduled, thereby saving power.

Fishman, in contrast, describes a process in which a transceiver terminal (12) transmits a reservation request to a group of terminals (12) to which the requesting terminal belongs (see col. 3, lines 51-54). Once received, a packet router (28) forwards the

reservation request to the group of terminals (12) to allow the group of terminals to learn of the reservation request (see col. 4, lines 20-23). As such, the packet router (28) simply forwards the reservation request to the group of terminals (12) when the requesting terminal wishes to transmit data, which is not based on any predetermined schedule. Moreover, Benveniste specifically teaches against the use of beacon transmissions when requesting a wake-up schedule (see paragraph 0021). This contention is bolstered by the fact that the station transmits the initial temporal period to the access point in a traffic specification message or a special purpose message (see paragraph 0049), none of which are designed to be in response to a beacon transmission, as a skilled artisan would understand.

In view of the above, Applicant submits that all the above claims are patentable over the prior art. Reconsideration and withdrawal of the rejection of the claims is respectfully requested. Passing of this case is now believed to be in order, and a Notice of Allowance is earnestly solicited.

No amendment made was related to the statutory requirements of patentability unless expressly stated herein. No amendment made was for the purpose of narrowing the scope of any claim, unless Applicant has argued herein that such amendment was made to distinguish over a particular reference or combination of references.

In the event that the Examiner deems the present application non-allowable, it is requested that the Examiner telephone the Applicant's attorney or agent at the number indicated below so that the prosecution of the present case may be advanced by the clarification of any continuing rejection.

The Commissioner is hereby authorized to charge any necessary fee, or credit any overpayment, to Motorola, Inc. Deposit Account No. 50-2117.

Respectfully submitted,

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